

1 ADRIENNE C. PUBLICOVER (SBN: 161432)

2 Email: adrienne.publicover@wilsonelser.com

3 CHARAN M. HIGBEE (SBN: 148293)

4 Email: charan.higbee@wilsonelser.com

5 **WILSON, ELSE, MOSKOWITZ,
EDELMAN & DICKER LLP**

6 525 Market Street – 17th Floor

7 San Francisco, California 94105-2725

8 Telephone: (415) 433-0990

9 Facsimile: (415) 434-1370

10 Attorneys for Defendants,

11 **THE PERMANENTE MEDICAL GROUP, INC.**

12 **in its capacity as Plan Administrator and THE PERMANENTE**

13 **MEDICAL GROUP, INC. LONG TERM DISABILITY**

14 **PLAN FOR PHYSICIANS**

15 JULIAN M. BAUM (SBN 130892)

16 Email: JMB@JMBLawGroup.com

17 LISA A. LAWRENCE (SBN 132310)

18 Email: LAL@JMBLawGroup.com

19 **JULIAN M. BAUM & ASSOCIATES**

20 9 Tenaya Lane

21 Novato, California 94947

22 Telephone: (415) 963-4424

23 Facsimile: (888) 452-3849

24 Attorney for Plaintiff,

25 **THOMAS A. GONDA, JR., M.D.**

26 **UNITED STATES DISTRICT COURT**

27 **NORTHERN DISTRICT OF CALIFORNIA**

28 THOMAS A. GONDA, JR., M.D.,
an individual,

Case No.: 3:11-cv-01363-SC

17 vs.
18 **STIPULATION TO EXTEND TIME TO
19 ANSWER OR OTHERWISE RESPOND TO
20 PLAINTIFF'S COMPLAINT AND
21 [PROPOSED] ORDER**

22 Action Filed: March 22, 2011

23 THE PERMANENTE MEDICAL GROUP,
24 INC. in its capacity as Plan Administrator; THE
25 PERMANENTE MEDICAL GROUP, INC.
26 LONG TERM DISABILITY PLAN FOR
27 PHYSICIANS,

28 **STIPULATION TO EXTEND TIME TO ANSWER OR OTHERWISE RESPOND TO PLAINTIFF'S COMPLAINT
AND [PROPOSED] ORDER**

1 **IT IS HEREBY STIPULATED**, pursuant to Local Rules 6-1 and 6-2, by and between
2 plaintiff Thomas A. Gonda, Jr., M.D. (“plaintiff”) and defendants The Permanente Medical Group,
3 Inc. in its capacity as Plan Administrator and The Permanente Medical Group, Inc. Long Term
4 Disability Plan for Physicians (“defendants”), through their attorneys of record, as follows:

5 1. Defendants were served with the Summons and Complaint on or about May 6, 2011
6 and their responses to the Complaint currently are due on or before May 27, 2011;

7 2. Plaintiff and defendants have agreed that defendants may have an extension to and
8 including June 27, 2011 to answer or otherwise respond to the Complaint; and

9 3. This extension of time to respond to the Complaint does not alter the date of any
10 event or any deadline already fixed by Court Order, and no previous stipulation to extend the time
11 to answer or otherwise respond to the Complaint has been filed in this action.

12 Dated: May 25, 2011

13 WILSON, ELSER, MOSKOWITZ,
14 EDELMAN & DICKER LLP

15 By: /s/ Charan M. Higbee
16 ADRIENNE C. PUBLICOVER
17 CHARAN M. HIGBEE
18 Attorneys for Defendants,
19 THE PERMANENTE MEDICAL GROUP,
20 INC. in its capacity as Plan Administrator and
21 THE PERMANENTE MEDICAL GROUP,
22 INC. LONG TERM DISABILITY PLAN FOR
23 PHYSICIANS

24 Date: May 26, 2011

25 JULIAN M. BAUM & ASSOCIATES

26 By: /s/ Julian M. Baum
27 JULIAN M. BAUM
28 LISA A. LAWRENCE
29 Attorneys for Plaintiff
30 THOMAS A. GONDA, JR., M.D.

ORDER

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED:

Defendants The Permanente Medical Group, Inc. in its capacity as Plan Administrator and The Permanente Medical Group, Inc. Long Term Disability Plan for Physicians have an extension to and including June 27, 2011 to answer or otherwise respond to plaintiff's Complaint in this action.

Date: May 27, 2011

By:



CERTIFICATE OF SERVICE

Thomas A. Gonda, Jr., M.D v. The Permanente Medical Group, Inc. in its capacity as Plan Administrator, et al.
U.S.D.C., Northern District of California, Case No.: 3:11-cv-01363-SC

At the time of service I was over 18 years of age and not a party to this action. I am employed by WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP. My business address is 525 Market Street, 17th Floor, San Francisco, California 94105. My business telephone number is (415) 433-0990; my business fax number is (415) 434-1370. On this date I served the following document(s):

**STIPULATION TO EXTEND TIME TO ANSWER OR OTHERWISE RESPOND TO
PLAINTIFF'S COMPLAINT AND [PROPOSED] ORDER**

on the person or persons listed below, through their respective attorneys of record in this action, by placing true copies thereof in sealed envelopes or packages addressed as shown below by the following means of service:

By Electronic Service. Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addresses listed below.

Julian M. Baum
Lisa A. Lawrence
JULIAN M. BAUM & ASSOCIATES
9 Tenaya Lane
Novato, California 94947
Telephone: (415) 963-4424
Facsimile: (888) 452-3849
Attorney for Plaintiff, Thomas A. Gomberg

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct to the best of my knowledge.

EXECUTED on May 26, 2011, at San Francisco, California.

Stacey Muller